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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/058,782	01/30/2002	Koji Goto	016907-1369	4156

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FOLEY AND LARDNER LLP  
SUITE 500  
3000 K STREET NW  
WASHINGTON, DC 20007

EXAMINER

POKRZYWA, JOSEPH R

ART UNIT	PAPER NUMBER
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2622

DATE MAILED: 03/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

10/058,782

Applicant(s)

GOTO, KOJI

Examiner

Joseph R. Pokrzywa

Art Unit

2625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 16 December 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-19 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-12 is/are allowed.
- 6) ☒ Claim(s) 13,14,16,17 and 19 is/are rejected.
- 7) ☒ Claim(s) 15 and 18 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

## DETAILED ACTION

### *Response to Amendment*

1. Applicant's amendment was received on 12/16/05, and has been entered and made of record. Currently, **claims 1-19** are pending.

### *Claim Rejections - 35 USC § 112*

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:  
  
The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
3. **Claim 13** is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.
4. Regarding **claim 13**, the phrase "such as" in line 3 renders the claim indefinite because it is unclear whether the limitations following the phrase are part of the claimed invention. See MPEP § 2173.05(d).

### *Claim Rejections - 35 USC § 102*

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this

subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

6. **Claims 14, 16, 17, and 19** are rejected under 35 U.S.C. 102(e) as being anticipated by Miyazawa *et al.* (U.S. Patent Application Publication US 2001/0003189).

Regarding **claim 14**, Miyazawa discloses a computer system for managing images from an image forming apparatus having a network function connected via network (see abstract, and Figs. 1 and 2), the computer system comprising a network interface that provides communication between the computer system and the network (see Figs. 1 and 2), a processor (paragraphs 0016-0018), a memory coupled to the processor, the memory comprising a plurality of instructions executed by the processor (paragraphs 0016-0018, and 54, see Fig. 2), the plurality of instructions configured to designate a list of one or more public folders to access on the image forming apparatus (see Figs. 9 and 10), transmit data identifying the designated list of one or more public folders to one or more other computer systems coupled to the network (see Figs. 9 and 10, paragraphs 0060-0066), receive data from at least one of the one or more other computer systems identifying one or more public folders to be excluded from access (paragraphs 0060-0066, and 0070-0078), and remove the one or more public folders to be excluded from access from the designated list of one or more public folders to access (paragraphs 0060, and 0070-0078).

Regarding **claim 16**, Miyazawa discloses the computer system discussed above in claim 14, and further teaches that the memory further comprises instructions configured to receive a list of public folders to access from another computer system, identify public folders in the received list of public folders that correspond to any of the designated list of public folders to access, and transmit data to the another computer system indicating that the another computer

system is excluded from accessing the identified public folders (see Figs. 9 and 10, paragraphs 0060-0066, and 0070-0078).

Regarding *claim 17*, Miyazawa discloses a method for managing images from an image forming apparatus having a network function connected via a network to at least two computer systems (see abstract, and Figs. 1 and 2), the method comprising designating a list of one or more public folders to access on the image forming apparatus (see Figs. 9 and 10), transmitting data identifying the designated list of one or more public folders to one or more other computer systems coupled to the network (see Figs. 9 and 10, paragraphs 0060-0066), receiving data from at least one of the one or more other computer systems identifying one or more public folders to be excluded from access (paragraphs 0060-0066, and 0070-0078), and removing the one or more public folders to be excluded from access from the designated list of one or more public folders to access (paragraphs 0060, and 0070-0078).

Regarding *claim 19*, Miyazawa discloses the method discussed above in claim 17, and further teaches of receiving a list of public folders to access from a computer system, identifying public folders in the received list of public folders that correspond to any of the designated list of public folders to access, and transmitting data to the computer system indicating that the computer system is excluded from accessing the identified public folders (see Figs. 9 and 10, paragraphs 0060-0066, and 0070-0078).

***Allowable Subject Matter***

7. **Claims 1-12** are allowed.
8. **Claims 15 and 18** are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.
9. The following is a statement of reasons for the indication of allowable subject matter:  
  
Regarding *claims 1, 11, 12, 15, and 18*, in the examiner's opinion, it would not have been obvious to have the system, as claimed, include the features of executing a control, in the presence of new image data in at least one public folder, on which access has been permitted in the access exclusion setting, on the basis of the permission/non-permission information on the access exclusion setting, which has been received by the reception means, to read the new image data from the public folder and store it in the second storage means, and delete the new image data from the public folder.

***Citation of Pertinent Prior Art***

10. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

**Berarducci *et al.*** (U.S. Patent Number 6,950,198) discloses an image transfer system.

***Conclusion***

11. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

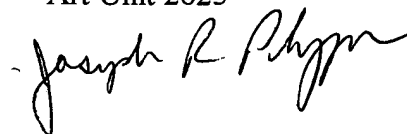
12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joe Pokrzywa whose telephone number is (571) 272-7410. The examiner can normally be reached on Monday-Friday, 9:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward L. Coles can be reached on (571) 272-7402. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Joseph R. Pokrzywa  
Primary Examiner  
Art Unit 2625

A handwritten signature in black ink, appearing to read "Joseph R. Pokrzywa", written in a cursive style.

jrp